

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIAREQUEST FOR MODIFYING THE CONDITIONS OR TERM OF
SUPERVISION WITH THE CONSENT OF THE OFFENDER

(Probation Form - Waiver of Hearing is Attached)

REC'D-PROB

2010 JUL 26 PM 4:21

Offender Name: Michael SchaeferCase No.: 2:99-CR00108-003

USDC-PHILA

Name of Sentencing Judicial Officer: The Honorable Harvey Bartle, IIIDate of Original Sentence: August 3, 1999Original Offense: Conspiracy (Count One); armed bank robbery (Count Two); and use of a firearm during a violent crime (Count Three).Original Sentence: One hundred and fifty months custody (60 months on Count One and 96 months on Count Two to be served concurrently and 60 months on Count Three to be served consecutively to Counts One and Two). A special assessment of \$300 was ordered.Special Conditions: None.Type of Supervision: Supervised ReleaseDate Supervision Commenced: June 24, 2009U. S. Attorney's Response: No Objections X Objections No Response

FILED

JUL 27 2010

MICHAEL E. KUNZ, Clerk
Dep. Clerk

PETITIONING THE COURT

Mr. Schaefer has an extensive poly substance abuse history. He self reported that he completed a 40-hour drug treatment program while in the custody of the Bureau of Prisons (unverified). The offender denies the need for further drug treatment, reporting that he last used marijuana and alcohol at the age of 25 years old.

Although Mr. Schaefer has made a fair initial adjustment to supervision, we believe that the offender's past substance abuse history may pose a supervision risk. As such, we request a modification of his supervision conditions to include drug aftercare.

On July 2, 2010, Mr. Schaefer was advised that he could contact an attorney regarding our plan to seek a drug aftercare condition. However, he opted not to speak with an attorney and on July 7, 2010, he signed the attached Waiver of Hearing Form indicating his agreement with our proposal.

Our plan is to place the offender in our Random Urinalysis Testing (RUT) program, and if he relapses to drug use or shows signs of problematic alcohol use, the drug aftercare condition will enable us to place him in a drug treatment program. We understand that the latter would first require approval from the Court.

On July 12, 2010, we received notification from Assistant U.S. Attorney Peter Schenck that he has no objection to the proposed modification.

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To modify the conditions of supervision as follows:

The defendant shall refrain from the illegal possession and/or use of drugs and shall submit to urinalysis or other forms of testing to ensure compliance. It is further ordered that the defendant shall submit to drug treatment as approved by the Court after receiving a recommendation by the U.S. Probation Office. The defendant shall abide by the rules of any program and shall remain in treatment until satisfactorily discharged with the approval of the Court.

Respectfully submitted,

Daniel W. Blahusch, Chief
U.S. Probation Officer

Tamika L. Baxley

Tamika L. Baxley
U.S. Probation Officer

Approved:

Jana G. Law

Jana G. Law
Supervising U.S. Probation Officer
Date: 7/21/10

TLB

ORDER OF THE COURT

Considered and ordered this

26th day of July
2010 and ordered filed and made part of
the records in the above case.

James Barthelme

U.S. District Court Judge